

**Notice of Determination**

**To:**  
Office of Planning and Research  
*For U.S. Mail:*  
P.O. Box 3044  
Sacramento, CA 95812-3044

*Street Address:*  
1400 Tenth Street  
Sacramento, CA 95814

**From:**  
Department of Fish and Wildlife  
Central Region  
1234 East Shaw Avenue  
Fresno, California 93710  
Contact: Jeremy Pohlman  
Phone: (805) 503-2375



Lead Agency:  
Kern County  
Planning and Natural Resources Department  
2700 M Street, Suite 100  
Bakersfield, California 93301  
Contact: Mark Tolentino  
Phone: (661) 862-5041

**SUBJECT: Filing of Notice of Determination pursuant to Public Resources Code section 21108**

**State Clearinghouse Number:** 2020099017

**Project Title:** Kudu Solar Project by 69SV8ME LLC (Streambed Alteration Agreement No. EPIMS-KER-32570-R4)

**Project Location:** The Project includes activities in multiple unnamed ephemeral streams within 30 Work Areas located over an approximately 1,955-acre solar development area, in unincorporated Kern County and the City of California City.

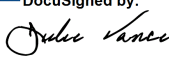
**Project Description:** The California Department of Fish and Wildlife (CDFW) has executed Streambed Alteration Agreement No. EPIMS-KER-32570-R4, pursuant to section 1602 of the Fish and Game Code to the project Applicant, 69SV8ME LLC.

The Project includes the construction of a utility-scale photovoltaic (PV) solar generation facility capable of generating up to 500 MW of alternating current (AC) power and store up to 600-megawatt hours (MWh) of energy, which includes: solar array area, perimeter road, medium voltage cable trench, desert tortoise and perimeter fencing, and stormwater drainage (retention) basin installation.

This is to advise that CDFW, acting as a Responsible Agency, approved the above-described project on 11/7/2023 and has made the following determinations regarding the project pursuant to California Code of Regulations section 15096, subdivision (i):

1. The project will not have a significant effect on the environment. This determination is limited to effects within CDFW's permitting jurisdiction as a Responsible Agency.
2. CDFW considered the environmental impact report prepared by the Lead Agency for this project pursuant to California Code of Regulations section 15096, subdivision (f).
3. Mitigation measures were made a condition of CDFW's approval of the project.
4. A mitigation reporting or monitoring plan was adopted by CDFW for this project.
5. A statement of overriding considerations was not adopted by CDFW for this project.
6. Findings were made by CDFW pursuant to California Code of Regulations section 15091.

The final environmental impact report prepared for the project is available to the general public at the office location listed above for the Lead Agency.

DocuSigned by:  


**Signature:**

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**Date:** 11/7/2023

Julie A. Vance, Regional Manager

Date Received for filing at OPR: \_\_\_\_\_